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OFFICE OF PETITIONS

In re Application of :
Senthilnathan et al. :
Application No. 09/430,267 : DECISION ON PETITION
Filed: October 29, 1999 :
Attorney Docket No. 99.360 :

This is a decision on the petition, filed January 30, 2004, which is being treated as a petition under 37 CFR 1.8(b), requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the Notice of Allowability of August 21, 2003, which set a three (3) month shortened statutory period for reply. Accordingly, a reply was due on or before November 21, 2003.

Petitioner states that a timely reply was mailed via certificate of mailing on September 5, 2003, which included the following papers: Transmittal letter and submission of formal drawings. Petitioner has submitted a copy of the previously mailed correspondence, which bears a certificate of mailing dated September 5, 2003, which would render the reply timely.

A review of the file record does in fact indicate that the response filed September 5, 2003, via certificate of mailing was received by the Office.

The petition satisfies the above requirements of 37 CFR 1.8(b). Accordingly, the holding of abandonment for failure to timely file a reply to the Notice of Allowability of August 21, 2003 is hereby withdrawn and the application restored to pending status.

This application is being referred to the Office of Data Management for processing of the reply received with petition.

Telephone inquiries concerning this decision should be directed to Alicia Kelley at (571) 272 6059.

Chris Bottorff
Petitions Examiner
Office of Petitions